

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, OCTOBER 11 19 83

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE
COUNCIL CHAMBERS Tuesday EVENING October 11 A.D., 19 83,
IN Regular SESSION. PRESIDENT Ben A. Eisbart
David B. Keller, Council Attorney
IN THE CHAIR, AND Sandra E. Kennedy CLERK, AT THE DESK,

PRESENT THE FOLLOWING MEMBERS VIZ:
BRADBURY P, BURNS P, EISBART P,
GIAQUINTA P, SCHMIDT P, SCHOMBURG P,
SCRUGGS P, STIER P, TALARICO P,

ABSENT _____

COUNCILMAN _____, _____, _____,
_____, _____, _____,

THE INVOCATION WAS GIVEN BY _____

RECEIVED REPORT FROM THE CITY CONTROLLER FOR THE MONTH OF
_____, 19____. MOTION MADE AND CARRIED THAT REPORT BE MADE
A MATTER OF RECORD AND PLACED ON FILE.

THE MINUTES OF THE LAST REGULAR September 27, 19 83,
_____, 19____,
SPECIAL _____, 19____,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED
AND PUBLISHED.



The City of Fort Wayne

Office of the Mayor

September 23, 1983

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, September 23, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of September 13, 1983.

(Bill No. S-83-08-44)
SPECIAL ORDINANCE NO. S-179-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Aviation Commissioners with Reith-Riley Construction Company, Inc., for paving Dalman and Smith Roads

(Bill No. S-83-08-45)
SPECIAL ORDINANCE NO. S-180-83

AN ORDINANCE approving a Contract by the City of Fort Wayne and the Board of Aviation Commissioners with Spear-Dehner, Inc., for extension of Taxiway "M" at Baer Field

(Bill No. S-83-08-46)
SPECIAL ORDINANCE NO. S-181-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Aviation Commissioners for extension of Baer Field Thruway Dalman Road to Smith Road

(Bill No. R-83-08-38)
RESOLUTION NO. R-63-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$250,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, WAYNE METAL

PROTECTION COMPANY, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-08-39)
RESOLUTION NO. R-64-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$500,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WYANE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, NORTHEAST REDI-MED INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-08-40)
RESOLUTION NO. R-65-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$400,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, DAN W. BRANDENBERGER & DONALD L. DRAKE, D/B/A BELD COLLINS TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-08-41)
RESOLUTION NO. R-66-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$282,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, KELLY BOX & PACKAGING CORPORATION TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-08-42)
RESOLUTION NO. R-67-83

A RESOLUTION FINDINDG, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$1,955,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, HUNT'S HEALTH CARE CENTER, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-06)
RESOLUTION NO. R-68-83

A RESOLUTION authorizing the transfer of funds between certain accounts within the 1983 budget of the City Clerk

(Bill No. G-83-06-07)
GENERAL ORDINANCE NO. G-24-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. G-83-08-12)
GENERAL ORDINANCE NO. G-25-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. Z-83-08-09)
ZONING MAP ORDINANCE NO. Z-10-83

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-2

(Bill No. Z-83-08-10)
ZONING MAP ORDINANCE NO. Z-11-83

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-6

(Bill No. Z-83-08-11)
ZONING MAP ORDINANCE NO. Z-12-83

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-6

(Bill No. R-83-08-52)
RESOLUTION NO. R-69-83

RESOLUTION of the Fort Wayne City Council relating to the Application to be designated an Urban Enterprise Zone

(Bill No. S-83-08-53)
SPECIAL ORDINANCE NO. S-182-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Weikel Line Company, for Res. 175-83 Ornamental Lighting for Poplar Neighborhood, N.S.A.

(Bill No. S-83-08-54)
SPECIAL ORDINANCE NO. S-183-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Weikel Line Company, Street Lighting Improvement Res. #174-83 - Hoagland-Masterson Neighborhood

(Bill No. S-83-08-55)
SPECIAL ORDINANCE NO. S-184-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and T & G Excavating, Inc., for Res. #389-83, Phase I, Camp Allen Drive Repair, DSR-047086

(Bill No. S-83-08-56)
SPECIAL ORDINANCE NO. S-185-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Weikel Line Company, for Ornamental Street Lighting Improvement Res. #173-83 - Hamilton Park Area

(Bill No. S-83-08-57)
SPECIAL ORDINANCE NO. S-186-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and T & G Excavating, Inc., Res. #389-83, Phase II, Repair of 18" Combination Sewer

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", is written over the "Respectfully yours," text.

Win Moses, Jr.
Mayor



The City of Fort Wayne

Office of the Mayor

September 30, 1983

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, September 30, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of September 27, 1983.

(Bill No. S-83-09-02)
SPECIAL ORDINANCE NO. S-187-83

AN ORDINANCE approving City Utilities Purchase Order #A-33006, by the City of Fort Wayne by and through its Department of Purchasing and International Paper for the Street Lighting Department

(Bill No. S-83-09-03)
SPECIAL ORDINANCE NO. S-188-83

AN ORDINANCE approving an Agreement by the City of Fort Wayne and the Board of Aviation Commissioners for Relocation of Baer Field Localizer

(Bill No. S-83-09-04)
SPECIAL ORDINANCE NO. S-189-83

AN ORDINANCE approving amendments to 1983 CDBG Capital Improvements, Res. 5972-83, 5973-83, 5975-83, 5977-83, 5978-83, 5979-83, 5981-83, and 5983-83 with Dailey Asphalt, Hipskind Concrete, L.W. Dailey, Inc., and Gaines Construction, in connection with the Board of Public Works

(Bill No. R-83-09-29)
RESOLUTION NO. R-70-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$100,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, SCOTT

A. MILLER, M.D. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-30)
RESOLUTION NO. R-71-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$640,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, BHAR, INCORPORATED TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-31)
RESOLUTION NO. R-72-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$350,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, HARDEN INDUSTRIES, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-32)
RESOLUTION NO. R-73-83

A RESOLUTION, FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$200,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, GARY E. LEMAN TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-33)
RESOLUTION NO. R-74-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$240,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, FRANK'S WHOLESALE FLORISTS, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-34)
RESOLUTION NO. R-75-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$3,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, WEINGART, INC., TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-35)
RESOLUTION NO. R-76-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$931,040.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, WARD ALUMINUM CASTINGS, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-36)
RESOLUTION NO. R-77-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$12,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, CONVENTION CENTER ASSOCIATES AN INDIANA PARTNERSHIP OR ITS ASSIGNEES TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-38)
RESOLUTION NO. R-78-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$800,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, LYN-MONT MANUFACTURING, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-09-41)
RESOLUTION NO. R-79-83

A RESOLUTION authorizing an appeal from the budget and tax rates and levies fixed by the Allen County Tax Adjustment Board

(Bill No. G-83-09-05)
GENERAL ORDINANCE NO. G-26-83

AN ORDINANCE establishing procedures for determining Economic Revitalization Areas within the City of Fort Wayne, Indiana and repealing the Municipal Code, Section 2-44.1

(Bill No. S-83-09-01)
SPECIAL ORDINANCE NO. S-190-83

SPECIAL ORDINANCE CONCERNING RATE AND CHARGE INCREASES AS AFFECTED BY ISSUANCE OF REVENUE BONDS

(Bill No. S-83-09-08)
SPECIAL ORDINANCE NO. S-191-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Land Excavating, Inc., for Fourth Street Spur Renovation - Contract No. 83-W-1

(Bill No. S-83-09-09)
SPECIAL ORDINANCE NO. S-192-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Gaines Construction for Res. #5979-83, East Central IX, Phase II

(Bill No. S-83-09-10)
SPECIAL ORDINANCE NO. S-193-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Moellering Construction Company, for Res. #5985-83, Lafayette Street Corridor

(Bill No. S-83-09-11)
SPECIAL ORDINANCE NO. S-194-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Gaines Construction Company, Incorporated, for Res. #5978-83, Pontiac Place Neighborhood, Phase II

(Bill No. S-83-09-12)
SPECIAL ORDINANCE NO. S-195-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Wayne Asphalt & Construction Company, Inc., for Improvement Resolution #5988-83, Fairfield Ave., River Forest Dr., Hessen Cassel Rd.

(Bill No. R-83-08-06)
DECLARATORY RESOLUTION NO. R-80-83

A DECLARATORY RESOLUTION designating an "Urban Development Area" under I.C. 6-1.1-12.1

(Bill No. R-83-08-51)
DECLARATORY RESOLUTION NO. R-81-083

A DECLARATORY RESOLUTION designating an "Urban Development Area" under I.C. 6-1.1-12.1

(Bill No. S-83-09-13)
SPECIAL ORDINANCE NO. S-196-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Artisans-Stauffer, Inc., for Fox Chase Condominiums, Phase I - Water Contract 8310, Sanitary Sewer Extension Contract

(Bill No. S-83-09-14)
SPECIAL ORDINANCE NO. S-197-83

AN ORDINANCE approving an Agreement for Sewer Extension between WPTA-TV, Pulitzer Broadcasting and the City of Fort Wayne, in connection with the Board of Public Works

(Bill No. S-83-09-15)
SPECIAL ORDINANCE NO. S-198-83

AN ORDINANCE approving Change Order #2 for Res. 357-82, Berry & Begue, DSR Project, with T-G Excavating, Inc., in connection with the Board of Public Works

(Bill No. S-83-09-16)
SPECIAL ORDINANCE NO. S-199-83

AN ORDINANCE approving Change Order #1 for Group 8 Sewer Repairs, Res. 373-82, with Land Inc., Federal Emergency Management Agency Project, in connection with the Board of Public Works

(Bill No. S-83-09-17)
SPECIAL ORDINANCE NO. S-200-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and All Star Construction, Inc., for Morell Drive Water Main - Res. #1030-83

(Bill No. S-83-09-18)
SPECIAL ORDINANCE NO. S-201-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and All Star Construction, Inc., for Maplecrest Road Water Main - Contract No. 83-XP-2

(Bill No. S-83-09-19)
SPECIAL ORDINANCE NO. S-202-83

AN ORDINANCE approving Change Order #1, Group 3 - Harrison Street - Res. 364-82, with Land, Inc., in connection with the Board of Public Works

(Bill S-83-09-20)
SPECIAL ORDINANCE NO. S-203-83

AN ORDINANCE approving Change Order #1, Berry Street Sewer Replacement and Interconnection Project Res. 386-83, with John Dehner, Inc., in connection with the Board of Public Works

(Bill No. S-83-09-21)
SPECIAL ORDINANCE NO. S-204-83

AN ORDINANCE approving an Agreement for Sewer Extension between Artisans-Stauffer, Inc., and the City of Fort Wayne, in connection with the Board of Public Works

(Bill No. S-83-09-22)
SPECIAL ORDINANCE NO. S-205-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and T & G Excavating, Inc., for Res. #371-82, Pump Station Elimination/Interconnection Project, Phase 1-A

(Bill No. S-83-09-23)
SPECIAL ORDINANCE NO. S-206-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Midwest Mole, Inc., for Berry Street Sewer Abandonment & Interconnection Project, Res. #386-83, Division II - Parts A & B

(Bill No. S-83-09-24)
SPECIAL ORDINANCE NO. S-207-83

AN ORDINANCE approving Change Order #1 (FINAL) for 82-XP-4, Cook Road Feeder Main, with T-G Excavating, Inc., in connection with the Board of Public Works

(Bill No. S-83-09-25)
SPECIAL ORDINANCE NO. S-208-83

AN ORDINANCE approving Change Order #1 for Resolution 5964-82 - Poplar Neighborhood, Phase I, with National Serv-All, in connection with the Board of Public Works

(Bill No. X-83-09-26)
ANNEXATION ORDINANCE NO. X-06-83

AN ORDINANCE repealing Annexation Ordinance No. X-4-65

(Bill No. X-83-09-27)
ANNEXATION ORDINANCE NO. X-07-83

ANNEXATION ORDINANCE annexing certain territory commonly known as the Covington Road Annexation Area to the City of Fort Wayne, Indiana and including same in Councilmanic District No. 4

(Bill No. R-83-09-28)
RESOLUTION NO. R-82-83

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana setting forth the policy of the City of Fort Wayne, Indiana in regards to the annexation of the Covington Road Annexation Area

Respectfully yours,



Win Moses, Jr.
Mayor



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-83-09-46

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
30th day of September 1983.

Stephen A. Bailey
Secretary

An Equal Opportunity Employer

One Main Street, Fort Wayne, Indiana 46802



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held September 26, 1983. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-83-09-46
2. From 'M-1' to Historical Preservation District
3. Intended Use: Not Given
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

REASON: The granting of this Historic District will not be injurious to the public health, safety, morals, and general welfare of the community.

If there are any questions with regard to this ordinance, please feel free to call on us.

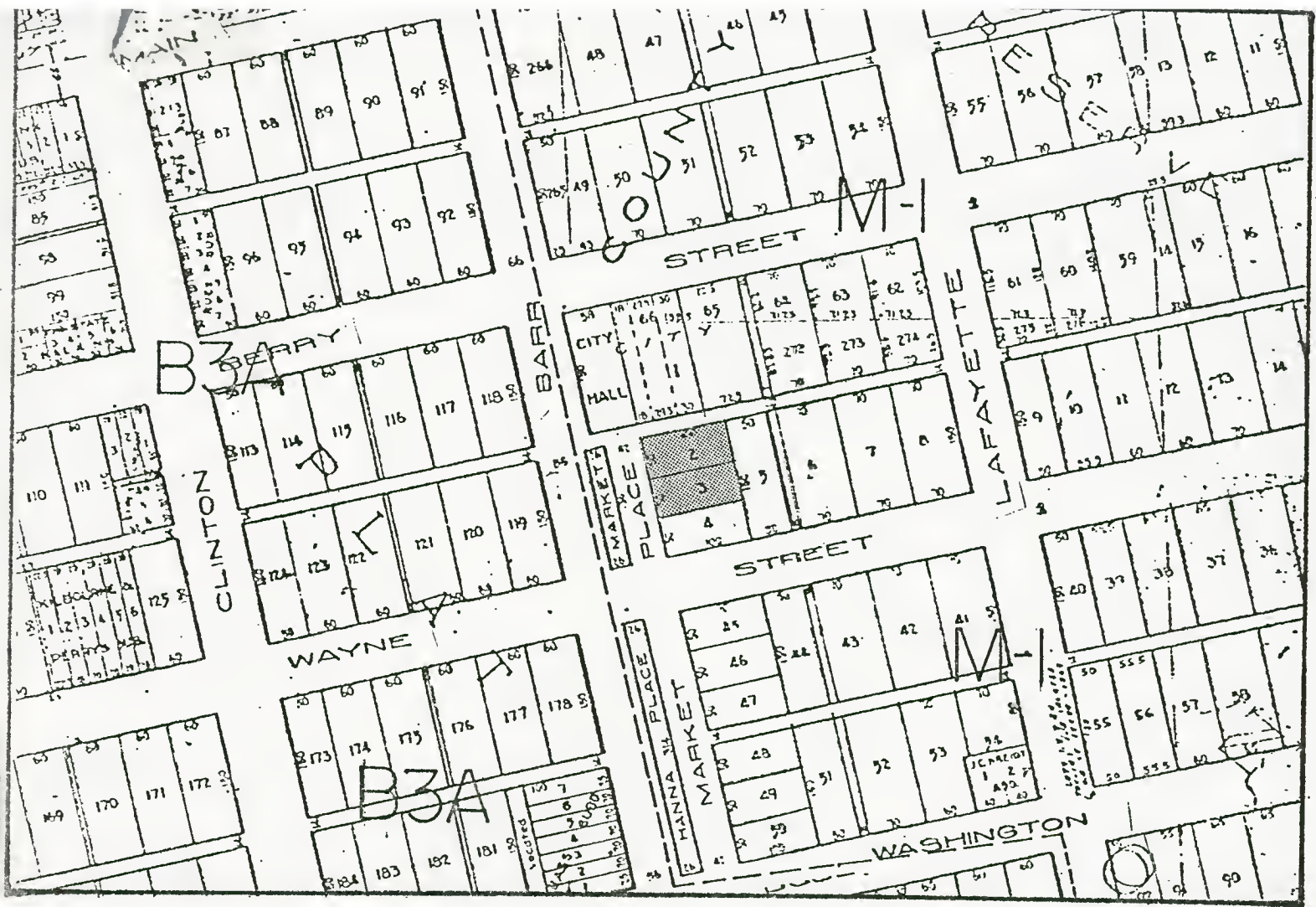
Respectfully submitted,


COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten
Gary F. Baeten
Senior Planner

GFB:pb

Attachments



 A PETITION TO AMEND THE ZONING MAP BY
 RECLASSIFYING DESCRIBED PROPERTY FROM A
 M-1 TO A HISTORICAL DISTRICT.

MAP NO. M-6

Z-83-09-46



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 27, 1983, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-83-09-46; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 19, 1983;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Finding of Facts":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 26, 1983.

Certified and signed this
30th day of September 1983.



Stephen A. Bailey
Secretary



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-83-09-42

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
30th day of September 1983.

Stephen A. Bailey
Secretary



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held September 26, 1983. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-83-09-42
2. From B-1-B to B-3-B
3. Intended Use: Sunset Catering, Inc.
4. Plan Commission Recommendation: DO PASS


This ordinance received a DO PASS recommendation for the following reason:

REASON: The use or value of the area adjacent to the property included in the rezoning will not be affected in an adverse manner.

If there are any questions with regard to this ordinance, please feel free to call on us.

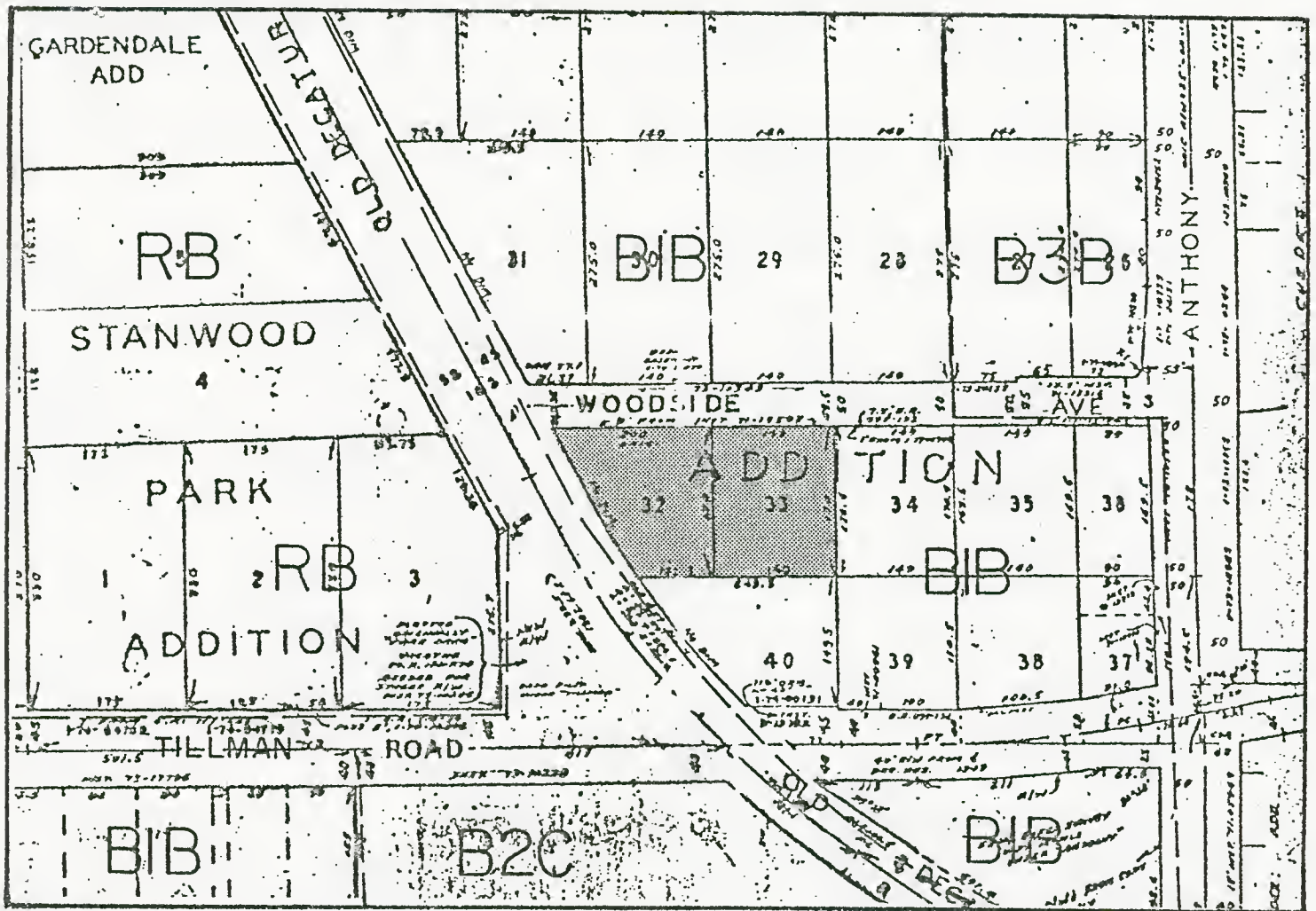
Respectfully submitted,


COMMUNITY DEVELOPMENT & PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

Attachments



 A PETITION TO AMEND THE ZONING MAP BY RE-CLASSIFYING DESCRIBED PROPERTY FROM A BIB TO A B3 DISTRICT.

MAP NO. 0-27

Z-83-09-42



9-6-83

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 27, 1983, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-83-09-42; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 19, 1983;

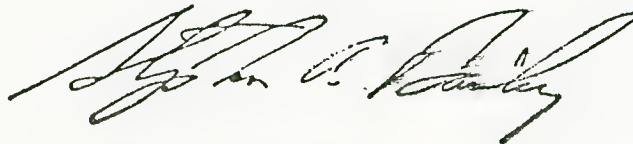
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and correct copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 26, 1983.

Certified and signed this
30th day of September 1983.



Stephen A. Bailey
Secretary



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-83-09-44

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
30th day of September 1983.

Stephen A. Bailey
Secretary



The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT

Department of Community Development & Planning

30 September 1983

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held September 26, 1983. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-83-09-44
2. From "B-1-A" to "B-1-B"
3. Intended Use: Restaurant
4. Plan Commission Recommendation: DO PASS

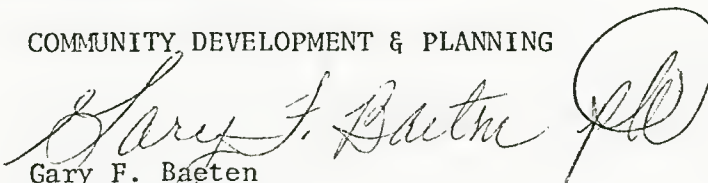
This ordinance received a DO PASS recommendation for the following reason:

REASON: The need for this rezoning arises from conditions peculiar to the property and not due to the general conditions of the neighborhood.

If there are any questions with regard to this ordinance, please feel free to call on us.

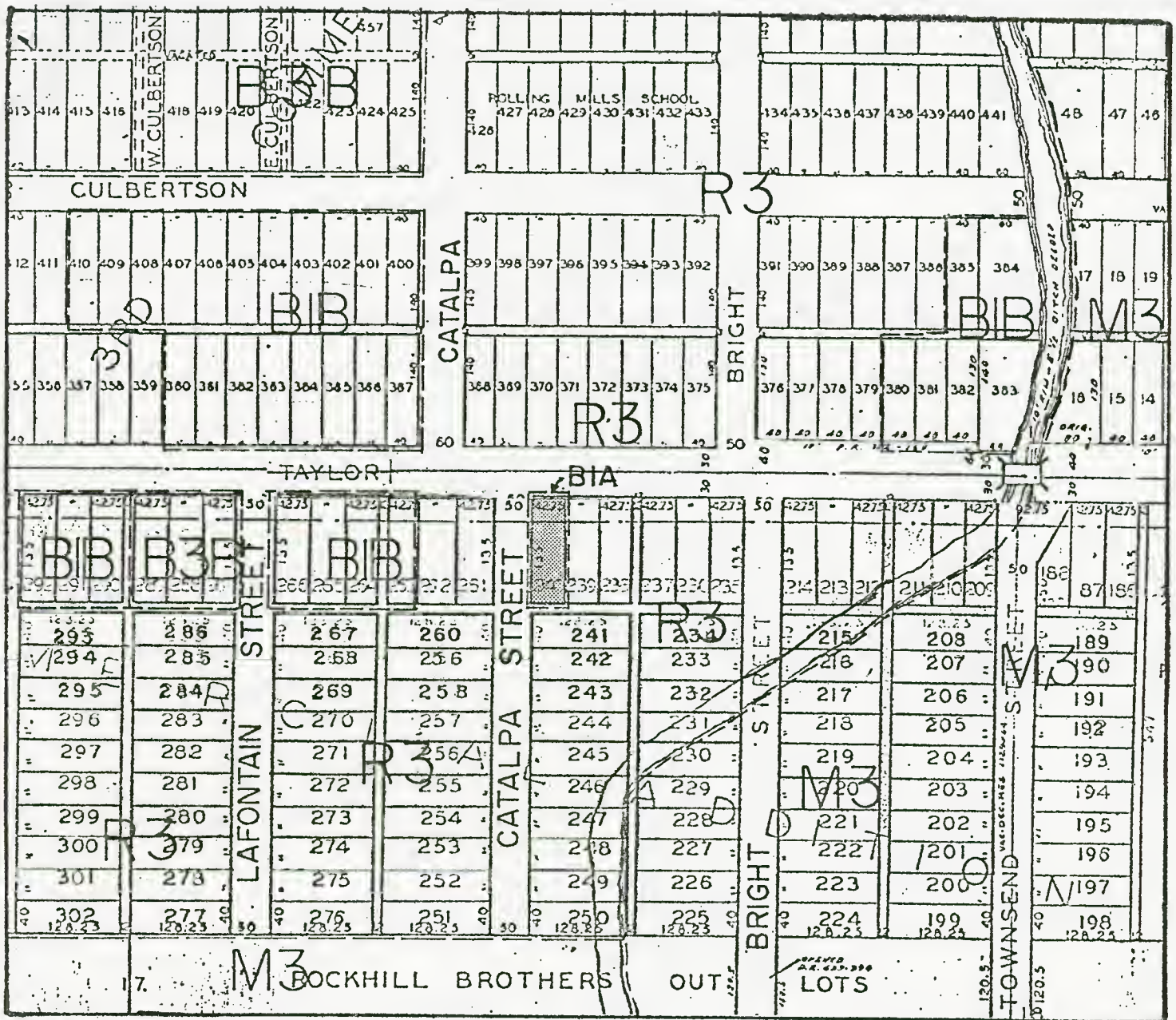
Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

Attachments



 A PETITION TO AMEND THE ZONING MAP
 BY RECLASSIFYING DESCRIBED PROPERTY
 FROM A BIA TO A BIB DISTRICT.

MAP NO. 1-3

Z-83-09-44



8-26-83

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 27, 1983, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-83-09-44; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 19, 1983;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and correct copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 26, 1983.

Certified and signed this
30th day of September 1983.



Stephen A. Bailey
Secretary

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 121/83/E
122/83/E
123/83/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolution a matter of record and
incorporate them into the minutes of the next Common Council
Meeting.

Respectfully submitted,

A handwritten signature in cursive script that reads "Nick Palermo".

Nick Palermo, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 121/83/ E
122/83/ E
123/83/ E)

I hereby certify that I did this 29th day of
September, 1983 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 121/83/ E
122/83/ E of the Board of Public
123/83/ E
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.


CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 121/83/E

(Adopted September 29, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 87/83/E: SPEED LIMIT

25 MPH WHEN CHILDREN PRESENT (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated September 29, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

September 29, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 25 MPH WHEN CHILDREN PRESENT (EMERGENCY)

Sand Point Road -- from Willow Oaks Drive to Tyrone Road

REGULATORY RESOLUTION NO. 122/83 /E

(Adopted September 29, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 88/83/E: NO PARKING

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 29, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

September 29, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(EMERGENCY)

Red Haw Drive -- west side -- from 250' north of Tulip Tree Road to its northern terminus

REGULATORY RESOLUTION NO. 123/83 /E

(Adopted September 29, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 89/83/E: ONE WAY
STREET (EMERGENCY) AND DELETE: ONE WAY STREET (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 29, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

September 29, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

ONE WAY STREET (EMERGENCY)

Wildwood Avenue -- eastbound -- from Beaver Avenue to South Wayne Avenue

DELETE:

ONE WAY STREET (EMERGENCY)

Wildwood Avenue -- westbound -- from South Wayne Avenue to Beaver Avenue

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 124/83/E
125/83/E
126/83/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolutions a matter of record and
incorporate them into the minutes of the next Common Council
Meeting.

Respectfully submitted,

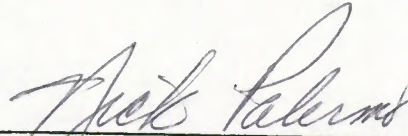
A handwritten signature in cursive script, appearing to read "Nick Palermo".

Nick Palermo, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 124/83/E
125/83/E)
126/83/E

I hereby certify that I did this 7th day of
October, 19 83 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 124/83/E
125/83/E of the Board of Public
126/83/E
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.



CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 124/83 /E

(Adopted October 7, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 90/83/E: SPEED LIMIT 40 MPH

(EMERGENCY); DELETE: SPEED LIMIT 45 MPH (EMERGENCY); DELETE:

SPEED LIMIT 35 MPH (EMERGENCY); DELETE: SPEED LIMIT 30 MPH

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated October 7, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions; it is hereby ordered, effective

October 7, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 40 MPH

(EMERGENCY)

Clinton Street -- from -- Coliseum Boulevard to Northrop Street
Coldwater Road -- from -- Clinton Street to Coliseum Boulevard
Edgewood Avenue -- from -- Clinton Street to Northrop Street

DELETE: SPEED LIMIT 45 MPH

(EMERGENCY)

Coldwater Road -- from -- Clinton Street to Coliseum Boulevard

DELETE: SPEED LIMIT 35 MPH

(EMERGENCY)

Clinton Street -- from -- Coliseum Boulevard to Northrop Street

DELETE: SPEED LIMIT 30 MPH

(EMERGENCY)

Edgewood Avenue -- from -- Clinton Street to Northrop Street

REGULATORY RESOLUTION NO. 125/83/E

(Adopted October 7, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 91/83/E: STOP

INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated October 7, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

October 7, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Kekionga Drive -- stop -- for Alleganey Avenue

REGULATORY RESOLUTION NO. 126/83/E

(Adopted October 7, 19 83)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 92/83/E: ONE WAY

STREET (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated October 7, 19 83, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

October 7, 19 83, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

ONE WAY STREET

(EMERGENCY)

Esmond Street -- eastbound -- from Clinton Street to Lafayette Street

Wildwood Avenue -- westbound -- from Lafayette Street to Clinton Street